

### **REMARKS**

The present Amendment is in response to the Examiner's Office Action mailed July 25, 2008. Claims 12-20, 26-29, 31-33 and 35 were allowed by the Office Action. The allowance of Claims 12-20, 26-29, 31-33 and 35 is noted with appreciation. Claims 1-9, 11, 30 and 34 were rejected. The Examiner objected to Claim 10 as being dependent upon a rejected base claim, but indicated Claim 10 would be allowable if rewritten in independent form.

Applicant respectfully disagrees with the Examiner's rejection of Claims 1-9, 11, 30 and 34, but without waiving any rights with regard to the original and/or prior content of Claims 1-9, 11, 30 and 34, Applicant submits this Amendment and Response in order to expedite placement of the present application in a condition for allowance. The Applicant reserves the right to file one or more continuing applications for any unclaimed subject matter disclosed in the specification and drawings of the present application, including the original and/or prior content of Claims 1-9, 11, 30 and 34. None of the canceled limitations, claims or unclaimed subject matter of the present application is abandoned or dedicated to the public.

As previously presented, Claim 10 depended upon Claim 1. Claims 2-9, 11, 30 and 34 continue to depend upon Claim 1. The Applicant has canceled Claim 10 herewith and incorporated its limitation (as previously presented) into Claim 1. The current amendment to Claim 1 moots the rejection of Claims 1-3 under 35 U.S.C. § 102, and also moots the rejection of Claims 4-9, 11, 30 and 34 under 35 U.S.C. § 103.

The Examiner also rejected Claims 1-11, 30 and 34 under 35 U.S.C. § 112 on the grounds that there was no antecedent basis for "the image tracker." This claim language has been amended to read "an image tracker" in the current amendment. Finally, Claim 11 has been

amended by inserting a space between the word “claim” and the number “1.” Claims 1-9, 11-20 and 26-35 are now pending in view of the above amendments.

**CONCLUSION**

In view of the foregoing, Applicant believes the claims as amended are in allowable form. In the event that the Examiner finds remaining impediment to a prompt allowance of this application that may be clarified through a telephone interview, or which may be overcome by an Examiner’s Amendment, the Examiner is requested to contact the undersigned attorney.

Dated this 26th day of August, 2008.

Respectfully submitted,

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